

EXHIBIT 12

Restore Robotics LLC v Intuitive Surgical

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ATTORNEYS' EYES ONLY

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IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF FLORIDA
PANAMA CITY DIVISION

RESTORE ROBOTICS LLC and
RESTORE ROBOTICS REPAIRS
LLC,

CIVIL ACTION FILE

Plaintiffs,

NO. 5:19-cv-55-TKW-MJF

vs.

INTUITIVE SURGICAL, INC.,
Defendant.

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REMOTE VIDEO 30(b)(6) DEPOSITION OF  
RESTORE ROBOTICS LLC  
and  
RESTORE ROBOTICS REPAIRS LLC  
THROUGH  
CLIFTON "CLIF" EARL PARKER  
AND  
CLIFTON "CLIF" EARL PARKER, INDIVIDUALLY

May 4, 2021

9:59 a.m.

7506 Holly Circle  
Panama City Beach, Florida

S. Julie Friedman, CCR-B-1476

1 got more aggressive on their activities.

2 Q. Well, when did you consider that you were  
3 a part of the business of -- of -- of having anything  
4 to do with the installation or marketing or sale of  
5 the Rebotix system?

6 MR. BERHOLD: Objection.

7 THE WITNESS: I would say October of 2019.

8 Q. (By Mr. Ruby) And had your business  
9 pertaining to the Rebotix technology, by that point,  
10 dropped off so much that it wasn't economical in your  
11 judgment to try to stay in business?

12 MR. BERHOLD: Objection.

13 THE WITNESS: Well, we haven't gone out of  
14 business; but we stopped pursuing for the time  
15 being the repair of instruments and the repair  
16 of da Vinci robots.

17 Q. (By Mr. Ruby) In October of 2019, did --  
18 did you still intend to develop a business repairing  
19 da Vinci robots?

20 A. Once we got the -- the lawsuit settled,  
21 whichever way that went, then, you know, we intended  
22 to continue the business.

23 Q. Could you possibly be in or continue a  
24 business of servicing da Vinci robots without access  
25 to the intellectual property of Intuitive?

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1 A. There are certain things --

2 MR. BERHOLD: Objection.

3 THE WITNESS: -- you can do. Yes.

4 Q. (By Mr. Ruby) Well, what kind of service  
5 could you do -- sharpening?

6 A. Are you talking about repair of the robot  
7 or the instruments?

8 Q. Robot first.

9 A. Okay. So there's no sharpening of a  
10 robot. The -- Everything from maintenance, repairs.  
11 You know, there's a number of things that can be  
12 done. Initial troubleshooting.

13 You know, some of the customers wanted us  
14 to, you know, be the -- the first eyes to look at a  
15 robot issue, because they felt that Intuitive was,  
16 you know, coming in and -- and telling them you need  
17 to replace a hundred-thousand-dollar arm when the  
18 issue was a much smaller issue; and so they wanted  
19 another set of eyes instead of having to trust  
20 Intuitive explicitly, which they did not.

21 Q. Have you finished your answer?

22 A. I did.

23 MR. RUBY: Can we have Exhibit 48, please.

24 THE CONCIERGE TECH: Sure. Please stand  
25 by.

1 Doug, do you know which folder that might  
2 in?

3 MR. RUBY: I can give you the Bates  
4 numbers, if that will help.

5 THE TECH CONCIERGE: Yeah. Bates --  
6 Bates would help.

7 MR. RUBY: 5218 and 52 -- And the other  
8 side is 5219.

9 THE VIDEOGRAPHER: While he's trying to  
10 locate that, we are almost at the end of the  
11 second hour. Can I go off record.

12 MR. RUBY: Yeah. Let's take five minutes.

13 THE VIDEOGRAPHER: Perfect. Bear with me  
14 a quick second. The time is now 4:45 p.m.  
15 We're going off the record.

16 (Recess from 4:45 p.m. to 4:53 p.m.)

17 THE VIDEOGRAPHER: We're on the record.  
18 The time is now 4:53 p.m. This is the beginning  
19 of Media Unit 4.

20 Please continue.

21 MR. BERHOLD: Are you wait -- Allen are  
22 you ready to go, or are we waiting for someone?

23 MR. RUBY: Are we waiting for Jeff or not?  
24 That's --

25 THE CONCIERGE TECH: Oh, he's -- he's